

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

UNITED STATES OF AMERICA, *et al.*, *ex rel.*
LAURIE SIMPSON,

Plaintiffs/Relator,

v.

BAYER CORPORATION; BAYER
HEALTHCARE PHARMACEUTICALS, INC.;
BAYER HEALTHCARE LLC; and BAYER
AG,

Defendants.

HON. JOHN MICHAEL VAZQUEZ

Civil Action No. 2:05-3895 (JMV)(LDW)

**THE UNITED STATES AND MEDICAID PARTICIPATING
STATES' CONSENT TO DISMISSAL**

On October 21, 2022, Relator Laurie Simpson and Defendants Bayer Corporation, Bayer HealthCare Pharmaceuticals, Inc., Bayer HealthCare LLC, and Bayer AG (collectively “Bayer”), jointly filed a Stipulation of Dismissal with prejudice as follows: The dismissal shall be with prejudice as to Relator, the United States, and the Medicaid Participating States¹ with regard to Relator’s claims against Defendants for the Covered Conduct as defined in the Settlement Agreement between the United States, Bayer, and Relator. The dismissal excludes and does not encompass Relator’s claims against Bayer for reasonable attorneys’ fees, expenses, and costs pursuant to 31 U.S.C. §§ 3730(d) and 3730(h)(2) and analogous provisions of applicable state law.

¹ The Medicaid Participating States are California, Delaware, Florida, Georgia, Hawaii, Illinois, Indiana, Louisiana, Massachusetts, Michigan, Montana, Nevada, New Hampshire, New Mexico, New York, Oklahoma, Rhode Island, Tennessee, Virginia, Wisconsin, and the District of Columbia.

Pursuant to the False Claims Act, 31 U.S.C. § 3730(b)(1), and the corresponding state false claims statutes, the United States and the Medicaid Participating States consent to the dismissal of this action as set forth in the Stipulation of Dismissal.

Respectfully submitted,

Dated: NOVEMBER 14, 2022

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